

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, MARCH 23 19 82

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE
COUNCIL CHAMBERS Tuesday EVENING March 23 A.D., 19 82,
IN Regular SESSION. PRESIDENT Samuel J. Talarico
John H. Logan, Council Attorney
IN THE CHAIR, AND Charles W. Westerman CLERK, AT THE DESK,
PRESENT THE FOLLOWING MEMBERS viz: 81
BRADBURY X, BURNS X, EISBART X,
GIAQUINTA X, NUCKOLS A, SCHMIDT X,
SCHOMBURG X, STIER X, TALARICO X,
ABSENT _____
COUNCILMAN _____, _____, _____,
_____, _____, _____,
THE INVOCATION WAS GIVEN BY _____

RECEIVED REPORT FROM THE CITY CONTROLLER FOR THE MONTH OF
Feb, 19 82. MOTION MADE AND CARRIED THAT REPORT BE MADE
A MATTER OF RECORD AND PLACED ON FILE.

THE MINUTES OF THE LAST REGULAR February 23, 19 82,
_____, 19 _____,
SPECIAL _____, 19 _____,
SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED
AND PUBLISHED.



The City of Fort Wayne

Office of the Mayor

February 24, 1982

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, February 24, 1982, I have approved the following ordinances passed by the Common Council at its regular meeting of February 23, 1982.

(Bill No. S-82-02-01)
SPECIAL ORDINANCE NO. S-35-82

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF A \$2,000,000 ECONOMIC DEVELOPMENT REVENUE BOND (TGIF-FORT WAYNE PROJECT) (TGI FRIDAY'S INC. - LESSEE) OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF MAKING A LOAN TO ASSIST TGIF-FORT WAYNE IN THE FINANCING OF ECONOMIC DEVELOPMENT FACILITIES WITHIN THE MEANING OF 36-7-12-2, INDIANA CODE, AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT PERTAINING TO THE PROJECT AND THE EXECUTION AND DELIVERY OF AN ASSIGNMENT SECURING THE PAYMENT OF SAID BOND

(Bill No. R-82-02-02)
RESOLUTION NO. R-07-82

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$3,400,000 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, (CENTENNIAL/FORT WAYNE ASSOCIATES, A GENERAL PARTNERSHIP) TO PROCEED WITH THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-82-02-29)
RESOLUTION NO. R-08-82

A RESOLUTION Approving Amended Preliminary Bond Resolution #1-1981 of the Board of Park Commissioners of the Park District of the City of Fort Wayne, Indiana

(Bill No. G-82-01-04)
GENERAL ORDINANCE NO. G-03-82

AN ORDINANCE amending Chapter 33 of the Code of the City of Fort Wayne, Indiana of 1974

(Bill No. Z-82-01-05)
ZONING MAP ORDINANCE NO. Z-05-82

AN ORDINANCE amending the City of Fort Wayne Zoning Map Nos. G-2, G-6, H-2 & H-6

(Bill No. S-82-02-05)
SPECIAL ORDINANCE NO. S-36-82

AN ORDINANCE approving City Utilities Purchase Order No. A-010412 with American Management Systems, Inc., for an Automated Financial Accounting System for Fort Wayne City Utilities

(Bill No. S-82-02-06)
SPECIAL ORDINANCE NO. S-37-82

AN ORDINANCE approving City Utilities Purchase Order No. A-010411 with TRES Systems, Inc., for an Automated Billing System for City Utilities Operations

(Bill No. S-82-02-07)
SPECIAL ORDINANCE NO. S-38-82

AN ORDINANCE approving Change Order No. 19, Contract 77-W-2, in connection with the Water Works Improvements/Filtration Plant

(Bill No. S-82-02-08)
SPECIAL ORDINANCE NO. S-39-82

AN ORDINANCE approving a contract for Water Resolution 1025-81, between the City of Fort Wayne and Brooks Construction Company for the installation of a water main

(Bill No. S-82-01-42)
(as amended)
SPECIAL ORDINANCE NO. S-40-82

AN ORDINANCE approving an amendment to the presently existing Agreement by and between the City of Fort Wayne and Gibson, Tourney, Kim, Inc., for architectural services

(Bill No. R-82-02-30)
RESOLUTION NO. R-09-82

A RESOLUTION strongly urging retention of all rail transportation systems

Respectfully yours,

A handwritten signature in blue ink, appearing to read "Win Moses, Jr.", is written over a faint circular official stamp.

Win Moses, Jr.
Mayor



The City of Fort Wayne

Office of the Mayor

March 17, 1982

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, March 17, 1982, I have approved the following ordinances passed by the Common Council at its regular meeting of March 9, 1982.

(Bill No. S-82-02-10)
SPECIAL ORDINANCE NO. S-42-82

AN ORDINANCE specifying and setting salaries for the year 1982 for two (2) non-bargaining unit positions of the City Utilities of the City of Fort Wayne

(Bill No. S-82-02-11)
SPECIAL ORDINANCE NO. S-43-82

AN ORDINANCE approving an Agreement by and between the City of Fort Wayne and the Lincoln National Life Insurance Company, and the establishment of a separate insurance fund for employee benefit plan purposes

(Bill no. S-82-02-12)
SPECIAL ORDINANCE NO. S-44-82

AN ORDINANCE approving a certain bid document for various aggregates for various city departments

(Bill No. S-82-02-13)
SPECIAL ORDINANCE NO. S-45-82

AN ORDINANCE approving a certain bid document for the purchase of mower equipment for the Park and Recreations Department

(Bill No. S-82-02-14)
SPECIAL ORDINANCE NO. S-46-82

AN ORDINANCE approving a certain bid document for the purchase of seven (7) greenhouses at Lawton Park for the Parks and Recreations Department

(Bill NO. S-82-02-28)
SPECIAL ORDINANCE NO. S-47-82

ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS "ECONOMIC DEVELOPMENT FIRST MORTGAGE REVENUE BOND (HMS, INC. PROJECT)" AND APPROVING OTHER ACTIONS IN RESPECT THERETO

(Bill No. R-82-02-15)
(as amended)
RESOLUTION NO. R-10-82

AN AMENDED RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF UP TO \$3,000,000 ECONOMIC DEVELOPMENT REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, CHILD WORLD, INC., AND/OR ITS ASSIGNEE, TO PROCEED WITH ARRANGEMENTS FOR THE ACQUISITION, CONSTRUCTION AND INSTALLATION OF THE PROJECT

(Bill No. R-82-02-27)
RESOLUTION NO. R-11-82

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$1,800,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, KEYSTONE INVESTORS LIMITED TO PROCEED WITH THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-81-11-36)
DECLARATORY RESOLUTION NO. R-12-82

A DECLARATORY RESOLUTION designating an "Urban Development Area" under I.C. 6-1.1-12.1

(Bill No. R-82-01-02)
DECLARATORY RESOLUTION NO. R-13-82

A DECLARATORY RESOLUTION designating an "Urban Development Area" under I.C. 6-1.1-12.1

(Bill No. Z-81-12-36)
ZONING MAP ORDINANCE NO. Z-06-82

AN ORDINANCE AMENDING THE CITY OF FORT WAYNE ZONING MAP NO. 1-14

(Bill No. Z-81-12-37)
ZONING MAP ORDINANCE NO. Z-07-82

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-18

(Bill No. S-82-02-18)
SPECIAL ORDINANCE NO. S-48-82

AN ORDINANCE approving a contract for Resolution Number 5923, between the City of Fort Wayne, Indiana and Hipskind Concrete Corp. for the construction of curbs and sidewalks on Cortland St.

(Bill No. S-82-02-19)
SPECIAL ORDINANCE NO. S-49-82

AN ORDINANCE approving a contract for Laraz Neighborhood, Phase IV-C, Resolution Number 5925-81, between the City of Fort Wayne, Indiana and Hipskind Concrete Corp., for the construction of a curbface walk on East Woodland Avenue

(Bill No. S-82-02-20)
SPECIAL ORDINANCE NO. S-50-82

AN ORDINANCE approving a contract for Water Resolution #1024-81, between the City of Fort Wayne, Indiana, and Scheidleman Excavating, Inc., for a water main on Ludwig Rd.

(Bill No. S-82-02-21)
SPECIAL ORDINANCE NO. S-51-82

AN ORDINANCE approving contract for Resolution Number 355-81, between the City of Fort Wayne, Indiana and T. & G. Excavating, Inc., for outfall structure repair

(Bill No. S-82-02-22)
SPECIAL ORDINANCE NO. S-52-82

AN ORDINANCE approving a contract for Sewage Metering Facility, Resolution 354-81, between the City of Fort Wayne, Indiana and Earth Construction & Engineering, Inc., for construction of a metering device

(Bill No. S-82-02-23)
SPECIAL ORDINANCE NO. S-53-82

AN ORDINANCE approving City Utilities Purchase Order Nos. A-010840 with Badger Meter, Inc., for water meters for the Water Maintenance and Service Department

(Bill No. S-82-02-24)
SPECIAL ORDINANCE NO. S-54-82

AN ORDINANCE approving a certain bid document for repair clamps for the Water Maintenance and Service Department

(Bill No. R-82-03-08)
RESOLUTION NO. R-14-82

A congratulatory Resolution to The Heritage Patriots

Respectfully yours,

A handwritten signature in blue ink, appearing to read "Win Moses, Jr.", is written over the printed name.

Win Moses, Jr.
Mayor



The City of Fort Wayne

Office of the Mayor



DECLARATION OF EMERGENCY

WHEREAS, the City of Fort Wayne, Indiana, has sustained extreme loss and damage to property, and additional loss and threat to person is eminent due to the flood conditions as they presently exist in the City of Fort Wayne, Indiana; and

WHEREAS, pursuant to I.C. 10-4-1-1 et. seq., and specifically, I.C. 10-4-1-23 et. seq., the Mayor of the City of Fort Wayne, Indiana, has emergency powers in the event of such a major disaster affecting the political subdivision of the City of Fort Wayne, Indiana; and

WHEREAS, pursuant to Section 8-1 of the Municipal Code of the City of Fort Wayne, Indiana, emergency powers exist in the event of the eminence of danger to person and property.

NOW, THEREFORE, it is ordered and declared by the Mayor of the City of Fort Wayne, Indiana, as follows:

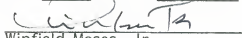
A local disaster emergency for the City of Fort Wayne, Indiana, pursuant to I.C. 10-4-1-1 et. seq., and specifically, I.C. 10-4-1-23, and pursuant to Section 8-1 of the Municipal Code of the City of Fort Wayne, Indiana is hereby declared.

The effect of this Declaration is to activate the response and aspects of any and all applicable local disaster emergency plans and to authorize the furnishing of aid and assistance to the citizens of Fort Wayne. Furthermore, the Mayor of the City of Fort Wayne, Indiana, shall promulgate regulations appropriate to deal with the local disaster emergency for the protection of property and the well-being of the citizens of the City of Fort Wayne, Indiana.

A copy of this Declaration and any subsequent regulations promulgated hereunder shall be publicized as provided by law, and further, notice shall be given to the Common Council of the City of Fort Wayne, Indiana.

Any regulations promulgated hereunder shall be promulgated in reference to this Declaration as made by the Mayor of the City of Fort Wayne and according to law. A copy of this Declaration, and all regulations promulgated hereunder, shall be kept on file in the Office of the City Clerk of the City of Fort Wayne, Indiana.

It is so ordered and declared this 18 day of MARCH, 1982.


Winfield Moses, Jr.
Mayor, City of Fort Wayne, Indiana



The City of Fort Wayne

REGULATIONS PROMULGATED TO DEAL WITH LOCAL FLOOD EMERGENCY

WHEREAS, the City of Fort Wayne, Indiana, has been declared a disaster area by the President of the United States;

WHEREAS, the Governor of the State of Indiana has declared the City of Fort Wayne, Indiana, to be in a state of emergency;

WHEREAS, pursuant to I.C. 10-4-1-23, the Mayor of the City of Fort Wayne has declared a local disaster emergency;

WHEREAS, pursuant to I.C. 10-4-1-15, the City of Fort Wayne, Indiana, is empowered to promulgate and otherwise make rules and regulations as are necessary for civil defense and disaster purposes and to carryout all necessary emergency powers to combat the flood disaster and its aftermath;

WHEREAS, for the benefit and well-being, safety, health, and protection of the person and property of the citizens of Fort Wayne, Indiana, it is necessary to promulgate certain rules and regulations.

NOW, THEREFORE, THE FOLLOWING RULES AND REGULATIONS ARE HEREBY PROMULGATED BY EXECUTIVE ORDER OF THE MAYOR OF THE CITY OF FORT WAYNE, INDIANA:

1. To more expeditiously facilitate the continued proper and prompt handling of the flood emergency, flood control, and the prevention of flooding and the subsequent clean-up, repair, and rehabilitation caused by said flood disaster, the City is in need of consulting and technical services from outside sources, including governmental agencies. Thus, the City is hereby empowered to contract with any and all persons, firms, or entities, upon terms and conditions deemed appropriate by the City, for services necessary to control and manage the present flood disaster and its aftermath with respect to clean-up, rehabilitation, future prevention, and the like. Any and all such contractual arrangements made by the City hereunder shall be documented for review by the Common Council and for purposes of reimbursement to the City.

2. It will be necessary for the City, in its continuing efforts to control the flood disaster and to remedy the effect of same, to transfer funds previously appropriated by the Common Council. Accordingly, the City is hereby empowered, through its Controller, to


transfer such funds within control of the Civil City of the City of Fort Wayne, Indiana, from one account to another for purposes of expenditure relating to flood control, flood disaster, rehabilitation, repair, clean-up and the like. The Controller of the City of Fort Wayne, Indiana, shall document all such funds transferred and/or expended and shall provide a listing of same to Council for review and for purposes of subsequent reimbursement.

3. The City is further empowered to expend funds within its control for purposes of disaster relief to citizens of the City of Fort Wayne, Indiana, in an amount not to exceed Five Hundred Dollars (\$500.00) per household. Such extension of disaster relief shall not prevent future disaster relief from being extended to any citizen of the City of Fort Wayne, Indiana, from disaster funds provided to the City of Fort Wayne, Indiana, from the federal and state governments and their corresponding agencies. All funds expended hereunder shall be documented and provided to Council for review and for purposes of subsequent reimbursement.

4. The City of Fort Wayne is in the process of applying for federal and state financial aid and assistance. In that regard, the City is empowered to expend any and all such relief monies as provided to the City of Fort Wayne, Indiana, as deemed necessary from time to time. All such expenditures shall be documented and provided to Council for review.

5. All efforts possible shall be made by the City to insure the maximum amount of reimbursement from the federal and state governments, and their agencies, for monies expended by the City.

The above and foregoing is promulgated and ordered this
24 day of March, 1982.



Winfield C. Moses, Jr.
Mayor - City of Fort Wayne, Indiana

CITY CONTROLLER'S MONTHLY FINANCIAL STATEMENT

DATE Feb 1982

FUND NUMBER AND NAME	BEGINNING BALANCE	RECEIPT	DISBURSEMENTS	NEW BALANCE
010 - GENERAL FUND	(788,120.10)	81,932.04	1,905,546.17	(2,611,734.23)
119 - CETA	633,771.08	533,839.61	416,948.64	750,662.05
120 - AVIATION	34,135.60	1,158,942.26	1,030,324.18	162,753.48
121 - PARK GENERAL	60,199.73	23,906.96	254,755.67	(170,648.98)
123 - REDEVELOPMENT GENERAL	17,323.26	47,030.76	62,709.36	1,644.66
128 - MOTOR VEHICLE HIGHWAY FUND	1,520,383.37	106,297.95	348,631.51	1,278,049.81
131 - E.E.O.C.	73,245.95	16,886.10	5,886.23	84,245.82
132 - PARKING ADM.	239,992.82	47,081.01	36,400.45	250,673.38
133 - M.I.E.E.O.C.	1,128.12			1,128.12
134 - REVENUE SHARING	1,138,056.65		18,681.85	1,119,374.80
138 - LOCAL ROAD & STREETS	1,581,833.98	101,875.13	22,016.58	1,661,692.53
140 - FIRE PENSION	90,644.66	27,071.84	185,205.10	(67,488.60)
141 - POLICE PENSION	(133,423.34)	28,034.40	194,617.96	(300,006.90)
142 - SOP PENSION	(174.62)	866.60	7,817.68	(7,125.70)
147 - ACCIDENT REPORT ACCT.	14,320.21	3,096.00	378.14	17,038.07
153 - LAW ENFORCEMENT	5,634.95	545.00		6,179.95
154 - FORT WAYNE FIREFIGHTERS	64,262.35		3,131.89	61,130.46
160 - OMNIBUS CRIME	12,924.71	626.80	1,585.55	11,965.96

FUND NUMBER AND NAME	BEGINNING BALANCE	RECEIPT	DISBURSEMENTS	NEW BALANCE
165 - JUNK CAR	16,563.46	-----	486.02	16,077.44
166 - C A T V	191,183.99	-----	-----	191,183.99
189 - D D B G DISTREITIONARY	162,674.72	-----	-----	162,674.72
191 - FEDERAL REVOLVING	48,419.63	36,707.00	12,733.11	72,393.52
194 - EDA GRANT	9,199.87	-----	-----	9,199.87
195 - COMMUNITY DEVELOPMENT GRANT	295,554.61	420,526.43	370,128.73	345,952.31
196 - HOUSING COUNCELING	5,282.33	-----	1,346.43	4,935.90
201 - BOND REPAYMENT	(21,219.15)	155,960.08	155,908.91	(21,167.98)
226 - REDEVELOPMENT DIST. CAPT.	-----	-----	-----	-----
281 - STREET BOND 1975	-----	-----	-----	-----
282 - PARKING GARAGE SINKING FUND	-----	-----	-----	-----
318 - REDEVELOPMENT CIVIC CENTER	166,862.14	764,460.42	723,063.51	208,259.05
319 - CBD REVITALIZATION	138,415.05	-----	178.50	138,236.55
322 - PARK IMPROVEMENT BOND	(314,968.53)	-----	1,758.50	(316,727.03)
333 - PUBLIC LIGHTING	83,919.65	-----	-----	83,919.65
344 - REDEVELOPMENT DIST CAPT.	6,046.34	162,140.62	148,294.19	19,892.77
345 - CUMMULATIVE CAPT.IMPROVEMENT	234,967.33	-----	15.70	234,951.63
355 - PARK CUMMULATIVE BLDG.	202,856.96	-----	202,850.00	6.96

CITY CONTROLLER'S MONTHLY FINANCIAL STATEMENT

DATE Feb/1982

FUND NUMBER AND NAME		BEGINNING BALANCE	RECEIPT	DISBURSEMENTS	NEW BALANCE
382 --	CIVIC CENTER PARKING GARAGE	(329,581.02)	-----	-----	(329,581.02)
402	ALLOCATED EXPENSES				
403	INSURANCE	(41,473.61)	276,564.00	161,972.66	73,117.73
411 --	CIVIL CITY PAYROLL	304,712.19	1,780,518.98	2,014,549.89	70,681.28
422 --	PARK TRUST	579,356.98	220,346.32	785,673.66	14,029.64
424 --	GENERAL TRUST	(276,986.63)	278,082.00	220.00	875.37
425 --	ADM. REVOLVING	-----			
437 --	HUMANE TRUST	23,418.69	1,592.00	394.50	24,616.19
439 --	MUNICIPAL PENSION	9,604.55	-----	350.00	9,254.55
463 --	CETA PAYROLL	3,289.20	103,113.59	106,389.40	13.39
512 --	UTILITIES, ELECTRIC	12,420.89	2,482,460.41	2,420,000.62	74,880.68
513 --	UTILITIES, WATER	(209,933.67)	5,491,270.95	5,173,146.87	108,190.41
514 --	UTILITIES, SEWER	357,650.74	6,676,334.83	7,016,025.06	17,957.51
999 --	INVESTMENTS	(6,593,000.00)	6,873,843.75	3,997,150.00	(3,716,306.25)
	BALANCE	(367,623.91)	27,901,950.84	27,787,273.22	(252,946.29)

INVESTMENTS

CITY CONTROLLER'S FINANCIAL STATEMENT

FUND NUMBER AND NAME	BEGINNING BALANCE	MATURED	PURCHASES	ENDING BALANCE
120 - AVIATION	(1,450,000.00)	1,000,000.00	900,000.00	(1,350,000.00)
121 - PARK GENERAL	-----	-----	-----	-----
123 - REDEVELOPMENT - GENERAL	(45,600.00)	45,600.00	54,200.00	(54,200.00)
138 - LOCAL ROAD AND STREETS	(12,000.00)	-----	-----	(12,000.00)
201 - CITY BOND REPAYMENT	(154,400.00)	154,400.00	155,800.00	(155,800.00)
318 - REDEVELOPMENT CIVIC CENTER	(1,200,000.00)	750,000.00	700,000.00	(1,150,000.00)
319 - CBD REVITALIZATION	-----	-----	-----	-----
344 - REDEVELOPMENT DIST. CAPR.	(150,000.00)	150,000.00	140,000.00	(140,000.00)
355 - PARK CUM. CAPT.	-----	-----	202,850.00	(202,850.00)
422 - PARK TRUST	-----	-----	475,000.00	(475,000.00)
512 - UTILITIES, ELECTRIC	(3,100,000.00)	1,700,000.00	1,600,000.00	(3,000,000.00)
513 - UTILITIES, WATER	(4,600,000.00)	4,600,000.00	4,000,000.00	(4,000,000.00)
514 - UTILITIES, SEWER	(6,900,000.00)	5,200,000.00	4,700,000.00	(6,400,000.00)
999 - INVESTMENTS	(7,093,000.00)	6,868,000.00	3,997,150.00	(4,222,150.00)
TOTALS	(24,705,000.00)	20,468,000.00	16,925,000.00	(21,162,000.00)



The City of Fort Wayne



ADDITIONAL
REGULATIONS PROMULGATED TO DEAL WITH LOCAL FLOOD EMERGENCY

WHEREAS, the City of Fort Wayne, Indiana, has been declared a disaster area by the President of the United States;

WHEREAS, the Governor of the State of Indiana has declared the City of Fort Wayne, Indiana, to be in a state of emergency;

WHEREAS, pursuant to I.C. 10-4-1-23, the Mayor of the City of Fort Wayne has declared a local disaster emergency;

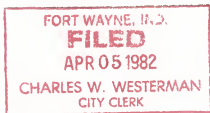
WHEREAS, pursuant to I.C. 10-4-1-15, the City of Fort Wayne, Indiana, is empowered to promulgate and otherwise make rules and regulations as are necessary for civil defense and disaster purposes and to carryout all necessary emergency powers to combat the flood disaster and its aftermath;

WHEREAS, for the benefit and well-being, safety, health, and protection of the person and property of the citizens of Fort Wayne, Indiana, it is necessary to promulgate certain rules and regulations.

NOW, THEREFORE, THE FOLLOWING RULES AND REGULATIONS ARE HEREBY PROMULGATED BY EXECUTIVE ORDER OF THE MAYOR OF THE CITY OF FORT WAYNE, INDIANA:

1. The Mayor has the right to reassign at his discretion any City employee for flood duties.
2. The City has the right, at the discretion of the appropriate department head, to mandate overtime and to compensate for that overtime in any manner as prescribed by the department head with the approval of the Personnel Director.
3. The Mayor has the ability, at his discretion, to pursue such state and federal funds as he deems necessary to prevent future floods and to restore the City's flood prevention system to its condition prior to the '82 flood.

The above and foregoing is promulgated and ordered this _____ day of _____, 1982.



Winfield C. Moses, Jr., Mayor
An Equal Opportunity Employer City of Fort Wayne, Indiana
One Main Street, Fort Wayne, Indiana 46802



The City of Fort Wayne

REGULATIONS PROMULGATED TO DEAL WITH LOCAL FLOOD EMERGENCY

WHEREAS, the City of Fort Wayne, Indiana, has been declared a disaster area by the President of the United States;

WHEREAS, the Governor of the State of Indiana has declared the City of Fort Wayne, Indiana, to be in a state of emergency;

WHEREAS, pursuant to I.C. 10-4-1-23, the Mayor of the City of Fort Wayne has declared a local disaster emergency;

WHEREAS, pursuant to I.C. 10-4-1-15, the City of Fort Wayne, Indiana, is empowered to promulgate and otherwise make rules and regulations as are necessary for civil defense and disaster purposes and to carryout all necessary emergency powers to combat the flood disaster and its aftermath;

WHEREAS, for the benefit and well-being, safety, health, and protection of the person and property of the citizens of Fort Wayne, Indiana, it is necessary to promulgate certain rules and regulations.

NOW, THEREFORE, THE FOLLOWING RULES AND REGULATIONS ARE HEREBY PROMULGATED BY EXECUTIVE ORDER OF THE MAYOR OF THE CITY OF FORT WAYNE, INDIANA:

1. To more expeditiously facilitate the continued proper and prompt handling of the flood emergency, flood control, and the prevention of flooding and the subsequent clean-up, repair, and rehabilitation caused by said flood disaster, the City is in need of consulting and technical services from outside sources, including governmental agencies. Thus, the City is hereby empowered to contract with any and all persons, firms, or entities, upon terms and conditions deemed appropriate by the City, for services necessary to control and manage the present flood disaster and its aftermath with respect to clean-up, rehabilitation, future prevention, and the like. Any and all such contractual arrangements made by the City hereunder shall be documented for review by the Common Council and for purposes of reimbursement to the City.

2. It will be necessary for the City, in its continuing efforts to control the flood disaster and to remedy the effect of same, to transfer funds previously appropriated by the Common Council. Accordingly, the City is hereby empowered, through its Controller, to


transfer such funds within control of the Civil City of the City of Fort Wayne, Indiana, from one account to another for purposes of expenditure relating to flood control, flood disaster, rehabilitation, repair, clean-up and the like. The Controller of the City of Fort Wayne, Indiana, shall document all such funds transferred and/or expended and shall provide a listing of same to Council for review and for purposes of subsequent reimbursement.

3. The City is further empowered to expend funds within its control for purposes of disaster relief to citizens of the City of Fort Wayne, Indiana, in an amount not to exceed Five Hundred Dollars (\$500.00) per household. Such extension of disaster relief shall not prevent future disaster relief from being extended to any citizen of the City of Fort Wayne, Indiana, from disaster funds provided to the City of Fort Wayne, Indiana, from the federal and state governments and their corresponding agencies. All funds expended hereunder shall be documented and provided to Council for review and for purposes of subsequent reimbursement.

4. The City of Fort Wayne is in the process of applying for federal and state financial aid and assistance. In that regard, the City is empowered to expend any and all such relief monies as provided to the City of Fort Wayne, Indiana, as deemed necessary from time to time. All such expenditures shall be documented and provided to Council for review.

5. All efforts possible shall be made by the City to insure the maximum amount of reimbursement from the federal and state governments, and their agencies, for monies expended by the City.

The above and foregoing is promulgated and ordered this
24 day of March, 1982.



Winfield C. Moses, Jr.
Mayor - City of Fort Wayne, Indiana

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 23rd day of March, 19 82 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 25th day of March, 19 82.

Charles W. Westerman
Charles W. Westerman
City Clerk